

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

Y.A., A MINOR CHILD BY
NEXT FRIEND, IBRAHIM
ALZANDANI, W.A., A MINOR
CHILD BY NEXT FRIEND,
NADHEM ALNAJAR, AND A.M.,
A MINOR CHILD BY NEXT
FRIEND, ABRAHAM MUZIB,
Personally and on behalf of all
similarly situated persons,

Plaintiffs,

v.

HAMTRAMCK PUBLIC
SCHOOLS, WAYNE COUNTY
REGIONAL EDUCATIONAL
SERVICE AGENCY, AND
MICHIGAN DEPARTMENT OF
EDUCATION,

Defendants.

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DEFENDANT MICHIGAN DEPARTMENT OF EDUCATION'S NOTICE OF APPEAL

PLEASE TAKE NOTICE that Defendant Michigan Department of Education (MDE) hereby appeals to the United States Court of Appeals for the Sixth Circuit from the Order denying MDE's motion to dismiss (ECF No. 67), entered in this action on September 24, 2024. MDE appeals as of right the Court's Order denying MDE sovereign immunity

under the Eleventh Amendment to Plaintiffs' claims brought under the Americans with Disabilities Act. (See Order, PageID.1352–1354.) *See also* 28 U.S.C. § 1291; *see also Kerchen v. Univ. of Mich.*, 100 F.4th 751, 758 (6th Cir. 2024).

Respectfully submitted,

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Dated: October 2, 2024

CERTIFICATE OF SERVICE

I hereby certify that, on **October 2, 2024**, I electronically filed
Defendant Michigan Department of Educations' Notice of

Appeal with the Clerk of the Court using the ECF system which will send notification of such to all represented parties.

/s/ Bryan W. Beach

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